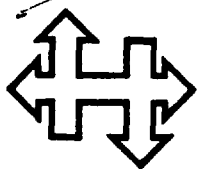


MORTON NELSON, M.D., M.P.H.
HEALTH COMMISSIONER



"HEALTH IN MANY WAYS"

J. MICHAEL PHILLIPS, R.S., M.N.E.H.
DIRECTOR
DIVISION OF ENVIRONMENTAL HEALTH

Combined Health District
Montgomery County
COUNTY GOVERNMENT PLAZA
451 WEST THIRD STREET
DAYTON, OHIO 45422

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January 8, 1990

Mr. Alcine Grillot
2708 Kreitzer Road
Dayton, Ohio 45439

OFFICIAL ORDER

Dear Mr. Grillot:

On January 3, 1990, Tom Hut and Tracy Graef of the Combined Health District of Montgomery County conducted an inspection of your demolition disposal site located at 1975 Dryden Road.

Our inspection revealed an area near the front of the fill on which fly ash is being dumped. Demolition debris was also observed, however, there was no evidence of any solid waste on the site. Although you were previously given authorization for disposal of demolition material at your site, recent changes in the solid waste disposal regulations will require you to obtain new approval from Ohio EPA. Ohio Administrative Code (OAC) 3745-27-13(A) states that, "No person shall, without prior authorization from the Director, engage in filling, grading, excavating, building, drilling, or mining on land where a hazardous waste facility or solid waste facility was operated. As a previously licensed solid waste disposal facility, this rule applies to your site. A copy of this rule is enclosed for your information.

Until such time that authorization from the Director of Ohio EPA is granted for the disposal of exempted solid waste material, you are hereby ordered to immediately cease accepting any waste for disposal at this site. In order to continue your practice of disposing demolition debris and fly ash at this site, the requirements set forth in OAC Section 3745-27-13(C) must be met.

Failure to comply with this order may result in further legal action taken against you. Failure to provide the required information to the Director within thirty (30) days will result in the assumption that this site is permanently closed and must meet all closure requirements set forth in OAC 3745-27-10.

Alcine Grillot
January 8, 1990
Page Two

If you have any questions concerning this matter, please contact either Tom Hut at 225-5909, the Ohio EPA at 449-6357, or myself at 225-5917.

Respectfully,

Tracy L. Graef, R.S.

Tracy L. Graef, R.S.
Bureau of Special Services

/njr

Enclosure